

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Kovach et al.

Serial No.: 10/617,003 Examiner: Unassigned

Filed: July 10, 2003 Group: Unassigned

For: CONTROL FOR OPERATING FEATURES OF A MODEL TRAIN

Atty. Dkt. No.: 69,010-263

Commissioner for Patents P. O. Box 1450 Alexandria, Virginia 22313-1450

Date: October 10, 2003

Assertion of Small Entity Status 37 CFR 1.27(c)(1) and (2)(i)

I hereby certify that the above-referenced assignee, Lionel L.L.C., of 50625 Richard W. Blvd., Chesterfield, Michigan 48051, qualifies as a small entity under 37 CFR 1.27(a)(2).

Respectfully submitted,

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Certificate of Mailing

I hereby certify that the this Assertion of Small Entity Status 37 CFR 1.27(c)(1) and (2)(k) is being deposited with the United States Postal Service, in an envelope as first class mail addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 10th day of Oetober, 2003.

Lori Tersigni